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08 FEB 20 PM 12:16  
CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

BY: (P)  
DEPUTY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

January 2007 Grand Jury

08 CR 0444 H

UNITED STATES OF AMERICA,

Criminal Case No.

Plaintiff,

I N D I C T M E N T

v.

Title 8, U.S.C., Secs. 1326(a)  
and (b) - Deported Alien Found  
in the United States

HECTOR ORTEGA-MENSES,

Defendant.

The grand jury charges:

On or about January 24, 2008, within the Southern District of California, defendant HECTOR ORTEGA-MENSES, an alien, who previously had been excluded, deported and removed from the United States to Mexico, was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States Code, Sections 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Sections 1326(a) and (b).

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JDM:em:San Diego  
2/14/08